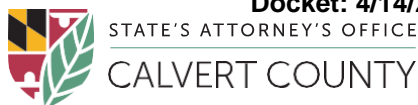


Robert H. Harvey, Jr.
State's Attorney



E-FILED; Calvert Circuit Court
Docket: 4/14/2023 8:42 AM; Submission: 4/14/2023 8:42 AM
Timothy J. Maher

Deputy State's Attorney

Circuit Court Division: 175 Main Street • Courthouse • Prince Frederick, MD 20678
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April 14, 2023

Caitlin Lomazzo, Esq.
Office of the Public Defender
200 Duke Street
Prince Frederick, MD 20678

RE: STATE OF MARYLAND VS. TERANCE ALBERT TRACY
CASE NO: C-04-CR-23-050 APPEAL

Dear Ms Lomazzo:

Enclosed please find informal discovery in the above-referenced cases, consisting of the following:

- District Court charging docs, 7pgs
- Case Report and Supplements, 6 files
- Incident Report, 2 pgs
- Property Record, 1 pg
- Search Warrants and Returns/Inventory, 7 files
- YouTube/Google responsive documents
- Witness Statement, 4 pgs
- Photos, 2 pgs
- 911 request and certification, 2 pgs
- 911 CAD report, 7 pgs
- 911 call, 1 audio file
- Champ Thomeskutty statement, 2 pgs
- Dr. Laurence Polsky statement, 3 pgs
- EMS records, 8 pgs
- CHMC records, 65 pgs
- Anne Arundel Co. Circuit certified copy, 4 pgs
- Audio Interviews, 5 audio files
- BWC, 11 video files

All of this information has been compiled onto one USB. You will not receive an invoice, as the Office of the Public Defender provided the blank USB. *If you wish to examine the physical evidence the State intends to use at trial, please contact me in writing to schedule a mutually convenient appointment.*

The enclosed materials, along with the making available for your inspection any physical evidence that the State intends to offer at trial, satisfy our discovery obligations under the Maryland Rules of Procedure. Any additional information above what is required has been provided as a courtesy to you. IT IS NOT THE STATE'S INTENTION TO EXPAND ITS OBLIGATIONS BEYOND WHAT IS REQUIRED BY MARYLAND RULE 4-263 AND THE FACT THAT ADDITIONAL INFORMATION MAY HAVE BEEN PROVIDED SHOULD NOT BE CONSTRUED AS SUCH.

If you have not received all of the numbered materials, or if you find the material insufficient under Rule 4-263, please contact me. If you do not, I assume you consider this discovery as fulfilling our obligations.

This discovery may contain medical records. If so, the information disclosed to you is protected by State confidentiality rules regarding medical records. See Md. Code Ann. Health - Gen. 1 §4-302(a) (2014 & Supp. 2015). The confidentiality rules prohibit you from re-disclosing the medical record(s) unless such re-disclosure is authorized by the person in interest, or as otherwise provided by the subtitle.

See Md. Code Ann. Health - Gen. 1 §4-302(d) (2014 & Supp. 2015). If this information contains, relates to, or references any drug or alcohol abuse and/or treatment, this information has been disclosed to you from records protected by Federal confidentiality rules (42 CFR Part 2). The Federal rules prohibit you from making any further disclosure of this information unless further disclosure is expressly permitted by the written consent of the person to whom it pertains or as otherwise permitted by 42 CFR Part 2. A general authorization for the release of medical or other information is NOT sufficient for this purpose.

Please note that this discovery being provided to you may include the numeric characters of a financial account identifier (payment device number). This information is being provided to you as it is evidence that will be used in the defendant's trial and is thus required in accordance with state law and the Maryland Rules of Discovery (Maryland Rule 4-263). The information disclosed to you is protected by State confidentiality rules regarding payment device numbers. (Maryland Annotated Code, Criminal Law Article, Section 8-214). This rule prohibits you from re-disclosing this information unless such re-disclosure is authorized by the person in interest, or as otherwise provided by the subtitle.

Please be advised that this discovery may include certified records. If you have received these records, this is notice that the State intends to offer them in court pursuant to Maryland Rule of Evidence 5-902.

Please be advised that if discovery includes a cellular phone forensic report the State may call the officer who conducted the forensic analysis as an expert witness in the field of cell phone forensics. The officer will testify to their training and experience in the use of the Cellebrite forensic tool. The officer will also testify to the process used in the cell phone "dump" as well as all of the evidence recovered from the phone(s) that are provided to you in discovery. The officer's name and agency are located on the cell phone report.

The information contained in this discovery package contains privileged information and shall not be disseminated to any other parties other than your client. Your client should be instructed not to further disseminate the information provided by you as his/her attorney.

Sincerely,
Robert H. Harvey, Jr.
State's Attorney

By: /s/
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Enclosures

CC: Circuit Court Clerk